

MCGLINCHEY STAFFORD

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

MAYRA GATICA,

Plaintiff

-v-

COMENITY BANK,

Defendant.

Civil Action No.:

17-cv-00688-WJM-MF

STIPULATION TO DISCONTINUE ACTION

This Stipulation is made and entered into to be effective as of the last date signed below, by and between the respective attorneys for plaintiff MAYRA GATICA (“Plaintiff”) and defendant COMENITY BANK (“Defendant”).

WHEREAS, Plaintiff commenced this action against Defendant on February 1, 2017, asserting one cause of action arising under the Telephone Consumer Protection Act, 47 U.S.C. § 227 *et seq.* (“TCPA”); and

WHEREAS, Defendant filed an Answer to Complaint on March 10, 2017; now therefore

NOW, THEREFORE, it is hereby stipulated and agreed as follows:

1. Plaintiff’s claims that were or could have been asserted in this action are hereby dismissed with prejudice and without fees, costs, or disbursements being awarded or recovered by either party or their respective counsel of record against the other; and

2. Either party to this stipulation may submit and file this stipulation with the United States District Court for the District of New Jersey.

3. Facsimile, electronic and/or PDF signatures shall be deemed originals for the purposes herein.

Dated: May 19, 2017

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